

## EXHIBIT A

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

**John Hancock Life Insurance Company )  
(U.S.A.) f/k/a Manufacturers )  
Life Insurance Company, )**

**Plaintiff,**

**v.**

**The Estate of Jennifer Lauren Wheatley )  
c/o Louis A. Wheatley, et al. )**

**Defendants.**

**Civil Action 4:18-cv-02869**

**DECLARATION OF M. DOUGLAS BERRY**

1. My name is M. Douglas Berry. I am a partner in the law firm of Gabriel Berry and Weston, LLP in Greensboro North Carolina . I am the lead attorney representing the defendant estate of Jennifer Wheatley deceased, and Louis A. Wheatley as personal representative and executor of his estate ("Wheatley estate"). By virtue of my representation of the Wheatley estate in this case, I have personal knowledge of the facts stated below.

2. That on October 30, 2019, I sent the attached email and attached two pages to John Hancock's counsel, Ms. Berhorst.

3. I declare under penalty of perjury that the foregoing is true and correct.

EXECUTED this 14th day of April 2020.

  
\_\_\_\_\_  
M. Douglas Berry

**Doug Berry**

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**From:** Doug Berry  
**Sent:** Wednesday, October 30, 2019 12:20 PM  
**To:** Berhorst, Jennifer  
**Cc:** Clay Moore; Wiley Ariel (USATXS)  
**Subject:** John Hancock  
**Attachments:** SUMMARY OF ANNUITY PAYMENTS.thru.10.10.2019.xlsx

Several months ago, I sent you a spread sheet showing John to be \$3,601.87 in arrears as of August 1, 2019. Attached is an updated spread sheet showing that this arrears has not been brought up to-date. Please give me John Hancock's position on whether it intends to pay these arrears into the court.

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Attorney-At-Law  
Gabriel, Berry & Weston, LLP  
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Greensboro, NC 27401  
Telephone: (336) 275-9381  
Email: [dougberry@gbwlaw.com](mailto:dougberry@gbwlaw.com)

Date due	Amt due	amt paid	date pd
11/10/2017	1731.68		
12/10/2017	1731.68		
1/10/2018	1800.94		
2/10/2018	1800.94		
3/10/2018	1800.94		
4/10/2008	1800.94		
5/10/2018	1800.94	12468.06	5/17/2018
6/10/2018	1800.94		
7/10/2018	1800.94		
8/10/2019	1800.94		
9/10/2018	1800.94		
10/10/2018	1800.94	5402.83	10/31/2019
11/1/2018	1800.94	1800.94	11/8/2018
12/10/2018	1800.94	1800.94	12/10/2018
1/10/2019	1872.98	1872.98	1/9/2019
2/10/2019	1872.98	1872.98	2/11/2019
3/10/2019	1872.98	1872.98	3/11/2019
4/10/2019	1872.98	1872.98	4/9/2019
5/10/2019	1872.98	1872.98	5/6/2019
6/10/2019	1872.98	1872.98	6/7/2019
7/10/2019	1872.98	1872.98	7/9/2019
8/10/2019	1872.98	1872.98	8/13/2019
9/10/2019	1872.98	1872.98	9/9/2019
10/10/2019	1872.98	1872.98	10/9/2019
11/10/2019			
Totals:	43804.44	40202.57	

Arrears

3601.87

This is to certify that on this date, April 16, 2020, a copy of the foregoing Exhibit A was electronically filed utilizing the CM/ECF System which will provide notice to the following individuals:

Mr. Gregory John Sachnik  
Attorney for Plaintiff John Hancock Life Insurance Company  
(U.S.A.)  
2200 Ross Avenue, Suite 3300  
Dallas, Texas 75201

Ms. Jennifer L. Berhorst  
Attorney for Plaintiff John Hancock Life Insurance Company  
(U.S.A.)  
1200 Main Street, Suite 3800  
Kansas City, Missouri 64105

Mr. H. Clay Moore  
Attorney for Defendant Jeremy G. Ward  
4314 Yoakum Boulevard, Suite 2E  
Houston, Texas 77006

Ms. Ariel Nicole Wiley  
Attorney for U.S. Department of Justice  
U.S. Attorney's Office  
1000 Louisiana Street, #2300  
Houston, Texas 77002

Mr. Bob Mabry  
Attorney for Defendant Jeremy G. Ward and Annie Hall  
704 N. Thompson St. Ste. 157  
Conroe, Texas 77301-2066

This the 16th day of March, 2020.

/s/ M. Douglas Berry

**GABRIEL BERRY & WESTON, L.L.P.**

North Carolina Bar No. 6506

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*Attorneys for Defendant The Estate of  
Jennifer Lauren Wheatley*